

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

MINES & MINERALS – Mining Lease for white shale over an extent of 3.263 Hectares in Sy.No.1116 of Kommaddi Village, V.N.Palli Mandal, Y.S.R. District held by Smt. K. Hemavathi Declared as lapsed - Orders – Issued.

INDUSTRIES & COMMERCE (M.III) DEPARTMENT

G.O.Ms.No. 113

Dated:17.10.2013.
Read the following:

1. G.O.Ms.No.523,Ind&Com(M.III)Dept.,dt.17.10.2001.
2. From DMG file No.27666/[R5-2/2012](#) dated 19.07.2012.
3. Govt. Memo No. 10905/M.III (1)/2012-1, Dt: 2-22013.

ORDER :

In the reference 1st read above, Government have granted a Mining Lease for white shale over an extent of 3.263 Hectares in Sy.No.1116 of Kommaddi Village, V.N.Palli Mandal, Y.S.R. District infavour of Smt. K. Hemavathi for a period of (20) years. The Assistant Director of Mines & Geology, Yerraguntla has issued work orders on 12-12-2001.

2. In the reference 2nd read above, the Director of Mines & Geology, Hyderabad has submitted proposals for lapsing the above said Mining Lease under rule 28(1) of M.C.Rules, 1960 for the following grounds:

1. The lessee has not erected and maintained the boundary pillars in good order according to the demarcation shown in plan annexured to the lease deed. This is a breach of covenant 2 of part (vii) of the lease deed executed by the lessee read with the condition under rule 27(1) (g) of M.C. Rules, 1960.
2. The lessee is not conducting the mining operations systematically as per the mining plan which is required under Rule 22 (A) and 45 (1a) of M.C. Rules 1960.
3. The lessee is not maintaining the registers showing production and dispatches of the minerals produced from the subject mining lease. This is a breach under Rule 27 (1) (i) of M.C. Rules 1960 and covenant 10 of part (VII) of lease deed.
4. The lessee has not established the weighing machine with in the mine site, which is required under rule 27 (2) (f) of M.C. Rules 1960 and covenant 13 of part VII of lease deed.
5. The lessee is not maintained sufficient security around all pits, working etc, and did not maintain sufficient fences. This is a breach to covenant 5 of part vii of the lease deed executed by the lessee read with rule 27 (2) (i) of M.C Rules 1960.
6. The lessee is not submitting the monthly and Annual Returns regularly in form F (8), which is required under rule 45(1) (a)(viii) and Rule 45(1) (c) (viii) M.C .D Rule 1988.
7. The lessee has not submitted Mining scheme for next 5 years as required under rule 12(2) and (3) of M.C.D.R 1988 and under rule 22 (5)(v) of M.C. Rules 1960.
8. The lessee has not submitted mine closure plan which is required under rule 23(A) and 23(B) of M.C.D.R 1988 (both progressive and final mine closure) and under rule 22(5) (V)(a) of M.C. Rules 1960.
9. The lessee has not submitted financial assurance for mine closure which is required under rule 23 (F) of M.C.D.R 1988.

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10. The lessee is not having blasting permission as required under 1884 explosive act.
11. The lessee has not paid deed rent every year which is required under Rule 27(I) (C) of M.C Rule 1960.
12. As seen from his office records the lessee is not operating the mine since 01.12.2002. This is a breach to covenant 3 of part (VII) of lease deed executed by the lessee read with the condition under Rule 27 (I) (f) of M.C. Rule 1960.
3. Govt. after careful consideration of the proposals of the Director of Mine & Geology, Hyderabad have proposed to lapse the mining lease for white shale over an extent of 3.263 Hectares in Sy.No.1116 of Kommaddi Village, V.N.Palli Mandal, Y.S.R. District held by Smt. K. Hemavathi. Accordingly, a show-cause notice was issued on the lessee in the ref. 3rd cited under rule-28 (1) of M.C Rules, 1960 with a direction to furnish her explanation if any, within (15) days for the lapses motioned at para-2 above.
4. The show cause notice was served on the lessee on 13-2-2013 and no reply was received from her.
5. Government after careful examination matter have decided to declare the Mining Lease for white shale over an extent of 3.263 Hectares in Sy.No.1116 of Kommaddi Village, V.N.Palli Mandal, Y.S.R. District held by Smt. K. Hemavathi as lapsed under Rule 28(1) of MC Rules,1960. Accordingly the mining lease held by Smt K. Hemavathi for white shale over an extent of 3.263 Hectares in Sy.No.1116 of Kommaddi Village, V.N.Palli Mandal, Y.S.R. District is hereby declared as lapsed with effect from since inception of the lease.
6. The Director of Mines & Geology, Hyderabad shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SABYASACHI GHOSH,
SECRETARY TO GOVERNMENT.

To
Smt. K. Hemavathi ,
W/o. Vasudeva Reddy, H.No.1/3283, Chinnanna Rooms,
Pulivendula- 516 390, Kadapa District,(BY RPAD).
The Director of Mines & Geology, Hyderabad (w.e.file)
Copy to:
The Zonal Joint Director of Mines & Geology, Kadapa.
The Assistant Director of Mines & Geology , Tadipatri, Anantapur
The District Collector, Y.S.R District
The Secretary to Govt.of India, Ministry of Mines, Sastry Bhavan, New Delhi-110001.
The Controller General, Indian Bureau of Mines, Indira Bavan,
Civil Lines, Nagpur.440001.
The Director General, Mines Safety, Dhanbad, Jarkand.
The Regional Controller of Mines, Koti, Hyderabad.
SF//SCs.(C.No.10905/M.III(1)/2012)
*Copy of this order is available on Internet and can be
accessed at address <http://www.ap.gov.in/goir>".*

//FORWARDED:: BY ORDER//

SECTION OFFICER